IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 3765 OF 2005

Amit Chandrakant Vedpathak & Anr ...Applicants

Versus

Smt.Mitali @ Vaishali Amit Vedpathak and Anr ...Respondents

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Mr. S.V. Kotwal i/b Mr.M.S.Mohite, Advocate for Applicants

Smt.Mitali @ Vaishali A. Vedpathak present in person

Mr. S.S.Pednekar, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.
DATED: 12TH AUGUST, 2005

P. C.:-

1. Heard.

2. The applicants i.e. original accused in C.R. No.I-282 of 2003 of Ambernath Police Station has prayed for quashing of the said case. The said case is now numbered as C.C. No.307 of 2004 and is pending before the J.M.F.C. Joint Court, Ulhasnagar. The said C.R. has been registered on the complaint of Respondent No.1 Smt. Mitali @ Vaishali Amit Vedpathak, she is present in person before this Court.

3. Smt. Mitali Vedpathak has stated that the parties have amicably settled the dispute among

themselves and the consent terms have been filed by them before the Family Court at Bandra in Petition No.A-18/2004. A copy of the said consent terms is annexed to the present petition. Smt. Mitali who is the original complainant has further stated that in view of the consent terms arrived at between the parties, she does not wish to proceed with her complaint, hence, the said complaint may be quashed.

4. Looking to the fact that the dispute between the parties has been amicably settled and looking to the fact that the complainant does not wish to pursue her complaint, I am of the opinion that no purpose would be achieved by continuing with the prosecution of the said case. Hence Case No.307/2004 relating to C.R.No.I-282 of 2003 and the proceedings relating thereto are quashed.

5. The applicant No.1 has deposited an amount of Rs.30,000/- before the Family Court at Bandra pursuant to the consent terms. The Respondent No.1 is entitled to withdraw the said amount of Rs.30,000/-.

6. Office to issue an authenticated copy of this order to the parties.

7. Application is disposed of.

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